



END 723

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Foerster, et al.

Serial No.: 09/776,125

Art Unit: 3731

Filed : February 2, 2001

Examiner: Jessica Baxter

For : Methods and Devices for Defining and Marking Tissue

3731
#113/15
52-05
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TECHNOLOGY CENTER R3700

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Name of person signing Certificate

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Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450

RESPONSE TO OFFICE ACTION DATED SEPTEMBER 10, 2004

Dear Sir:

Petition for 2 Month Extension of Time:

The commissioner is hereby petitioned for a two month extension of time, and is authorized to charge the fee of \$410 and any other fee necessary to preserve pendency of this application to Deposit Account 10-0750 END723/GSG.

Information Disclosure Statement:

The Examiner's non final rejection stated the IDS of May 1, 2003 was not considered. It is respectfully urged that these documents were submitted with a certificate of mailing. However, to further prosecution, the IDS is being resubmitted with this response. The Examiner is respectfully requested to indicate that the references have been considered in the next Office Action.

Amendments begin on Page 2.

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Remarks begin on Page 6.

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